(43-77)

96

LIST OF CORRECTIONS

TO

THE STANDING ORDERS OF THE BOARD OF REVENUE

(LAND REVENUE, SETTLEMENT AND MISCELLANEOUS).

1900 EDITION.

For the 4th quarter of 1906.

464

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Honorary Secretary

453

Presented by Mr. G. B. Bakshi
Tanjore

LIST OF CORRECTIONS

TO

THE STANDING ORDERS OF THE BOARD OF REVENUE

(LAND REVENUE, SETTLEMENT AND MISCELLANEOUS).

453
~~468~~

1900 EDITION.

For the 4th quarter of 1906.

Page 25—S.O. No. 15 :

Insert the following as a note at the beginning of the Standing Order :—

" *Note.*—No application by any local body for the grant of any land shall be dealt with under this Standing Order, but every such application shall be disposed of in accordance with the provisions of Board's Standing Order No. 24."

G.O., No. 226, 1-3-02.
B.P., No. 63, 20-3-02.

G.O., No. 1203, 7-12-06.
B.P., No. 367, 22-12-06.

[1900 Edn.] [4th quarter 1906—January 1907.]

Page 27—S.O. No. 15, paragraph 2 (xii) (as amended by correction slip No. 38 of 1903 and Board's Proceedings, No. 308, dated 7th December 1905) :

In the third sub-paragraph, *after* the words " Lands in the bed of abandoned tanks ", *insert* the words " whether still classed as poramboke or not ".

B.P., No. 365, 19-12-06.

[1900 Edn.] [4th quarter 1906—January 1907.]

Page 32—S.O. No. 15, paragraph 19 :

For " he can check it . . . . without limit ", *read* " he can check it by applying the provisions of Act III of 1905 in accordance with the instructions contained in Standing Order No. 26 ".

B.P., No. 279, 9-10-06.

[1900 Edn.] [4th quarter 1906—January 1907.]

Page 34—S.O. No. 16, paragraph 1 (as amended by correction slip No. 26 of 1905) :

Insert at the end of the first sentence the following :—

" or of the settlement assessment if the land has been classified and assessed since the abandonment of the tank ".

B.P., No. 365, 19-12-06.

[1900 Edn.] [4th quarter 1906—January 1907.]

Page 43—S.O. No. 20, paragraph 15:

(i) *Insert* the words "or [a] Camphor tree (*Cinnamomum camphora F. Nees*) [a]" *after* the word "*Acacia decurrens*" occurring in Note 3.

(ii) *Add* the following to the authority quoted at the foot of the note.

[a] G.O., No. 953, 26–9–06.
B.P., No. 364, Sett., 4–10–06.

[1900 Edn.] [4th quarter 1906—January 1907.]

Page 45—S.O. No. 21:

Insert the following as a note at the beginning of the Standing Order :—

"*Note.*—No application by any local body for the grant of any land shall be dealt with under this Standing Order, but every such application shall be disposed of in accordance with the provisions of Board's Standing Order No. 24."

G.O., No. 226, 1–3–02.
B.P., No. 63, 20–3–02.

G.O., No. 1203, 7–12–06.
B.P., No. 367, 22–12–06.

[1900 Edn.] [4th quarter 1906—January 1907.]

Page 47—S.O. No. 21, paragraph 3:

For the words "if the notice . . . . grant" in clause (ii) *read* "If the notice is not complied with, the provisions of Act III of 1905 should be applied in accordance with the instructions contained in Standing Order No. 26. If the occupant is found to be entitled to an allotment, and the occupation is unobjectionable, the site may be formally granted in accordance with the rules contained in paragraph 2 above, and no penalty, or at most a merely nominal penalty, should be imposed, unless special circumstances render the imposition of penalty desirable."

B.P., No. 279, 9–10–06.

[1900 Edn.] [4th quarter 1906—January 1907.]

Page 48—S.O. No. 21, paragraph 4:

For the words " stopped by . . . . penal charge ", *read* " should be dealt with under Act III of 1905 in accordance with the instructions contained in Standing Order No. 26 ".

B.P., No. 279, 9-10-06.

[1900 Edn.] [4th quarter 1906—January 1907.]

Page 49—S.O. No. 21, paragraph 10 (iv):

For the words " a penal charge . . . . imposed ", *read* " the provisions of Act III of 1905 should be applied in accordance with the instructions contained in Standing Order No. 26 ".

B.P., No. 279, 9-10-06.

[1900 Edn.] [4th quarter 1906—January 1907.]

Page 50—S.O. No. 21, paragraph 10 (vi):

For the words " stopped . . . . penal charge ", *read* " treated as unauthorized occupation under Act III of 1905 in accordance with the instructions contained in Standing Order No. 26 ".

B.P., No. 279, 9-10-06.

[1900 Edn.] [4th quarter 1906—January 1907.]

Page 73—S.O. No. 26 :

Substitute the following *for* the Standing Order :—

26. *Unauthorized occupation of Government Land.*—Act III of 1905 lays down the procedure to be followed in dealing with unauthorized occupation of "*lands which are the property of Government*". The latter phrase, as defined in section 2 of the Act, includes public roads, streets, lanes and paths vesting in a Local Board or Municipality; but does not apply to lands claimed by right of escheat, resumption or reversion, which have not been reduced to the possession of Government (see section 16).

2. In dealing with unauthorized occupation of Government land, the Collector may adopt one of the following courses :—

(1) he may simply levy assessment according to the provisions of sub-sections (i) and (ii) of section 3 of the Act;

(2) he may impose a penalty in addition to the assessment;

(3) he may, either in addition to the imposition of assessment and penalty or in addition to the imposition of assessment but without penalty, direct that any crop or other product raised on the land shall be forfeited;

(4) he may further summarily evict the person in occupation.

The Act being of a penal nature, its provisions must be strictly followed; and Collectors (including Divisional-officers) in whom the power to enforce these provisions is vested, should therefore be careful to note the limitations prescribed by the Act; more particularly those in section 3 (i) as to the amount of assessment to be imposed on the occupation of assessed waste; those in section 5 (i) as to the exemption of such occupation from penalty for the first year in ordinary cases, and as to penalties generally; and those in sections 6 and 7 as to notice.

Notices under section 7 of the Act may be issued by the Tahsildar of the taluk or the Deputy Tahsildar in independent charge of the division of the taluk, in which the land is situated, if such Tahsildar or Deputy Tahsildar has been authorized in that behalf by a general or special order of the Collector.

A notice issued by a Tahsildar or Deputy Tahsildar so empowered may either require the party to whom it is directed to show cause in person or in writing before the Collector, or may require him to show cause before the Tahsildar or Deputy Tahsildar issuing the notice. The Collector will by general order specify the classes of cases in which the notice must require cause to be shown before himself. If the party appears in person before the Tahsildar or Deputy Tahsildar, that officer shall record the statement of the party and any evidence he may adduce, and shall submit it with his opinion to the Collector, who may himself make such further enquiry as he may deem fit.

The notice under section 7 shall require the party to show cause why he should not, in addition to the full assessment on the land under section 3 (i) (or, if the land is not assessed, in addition to the rate prescribed by or under section 3 (ii) of the Act), pay the penalty which may be imposed under section 5 or (or "and" as the case may be) be subjected to eviction from the land and forfeiture of the crops, products,

buildings, constructions and things deposited thereon under section 6 of the Act. A form of notice will be found in Appendix XXXIV-A.

3. Unauthorized occupation of Government land may be arranged in the following classes :—

(*a*) Cases in which the occupation, whether permanent or temporary, is unobjectionable.

(*b*) Cases in which temporary occupation is unobjectionable but permanent occupation is objectionable.

(*c*) Cases in which the occupation whether permanent or temporary is objectionable.

4. In cases falling under class (*a*), the rule hitherto in force, which prohibits the imposition of penalties in ordinary circumstances, should be maintained, and in those cases recourse should therefore not be had to the powers enumerated as (2), (3) and (4) in paragraph 2 above. If the land occupied is assessed, the procedure laid down in paragraph 18 of Standing Order No. 15 should be followed ; if the land occupied is not assessed, it should at once be transferred to "assessed" and should be dealt with in accordance with paragraph 19 of Standing Order No. 15.

5. In cases falling under class (*b*), *i.e.*, where permanent occupation would be objectionable, but temporary occupation can be permitted, as in the cases referred to in paragraph 2 (vii) of Board's Standing Order No. 15, paragraph 30 (1) of Board's Standing Order No. 90, etc., recourse to the penal provisions of the Act will ordinarily be unnecessary unless for any reason it is decided to put an end to the occupation at once. But if any form of patta or lease is issued to the person in occupation, care must be taken that the temporary character of the tenure is expressly set out therein.

6. Unauthorized occupation of all land falling within class (*c*) of paragraph 3 above should be dealt with under sections 5 and 6 of the Act. The Collector should exercise discretion in the selection of the procedure to be adopted, avoiding unnecessary severity and taking only such measures as will suffice to put an end to the occupation without unnecessary delay. He should not order forfeiture of crops or other products unless the continuance of the occupation till they can be harvested or removed is likely to cause injury or inconvenience to the interest of the Government or of the public.

7. *Roads and streets.*—As already observed, the provisions of Act III of 1905 apply to public roads, lanes, streets and paths, which vest in Local Boards or Municipalities. It is the duty of the Revenue officers to draw the attention of the President of the Local Board or the Chairman of the Municipality concerned to any encroachments which may come to their notice on lands of these descriptions.

8. The charge of roads or streets which do not vest in a Local Board or Municipality, and of lands classed as road or path poramboke which lie beyond the recognised limits, or beyond what the Collector may determine to be the reasonable limits, of a public road or street vested in a Local Board or Municipality, devolves upon the Revenue authorities of the district, whose duty it is to suppress unauthorized

occupation thereof, when objectionable. In dealing with such lands, all possible future necessities, whether of Government or of the public, should be kept sedulously in view.

Note.—It has been held that the vesting of public streets in a Local Board or Municipality does not transfer to it the rights of the owner in the site or soil over which the streets are formed, and that the local body has only the exclusive right to manage and control the surface of the soil, and so much of the soil below and of the space above the surface as is necessary to enable it adequately to maintain the street as a street, but that it is entitled nevertheless to bring a possessory action against trespassers. In the case of encroachments, intended to be permanent, on public streets or roads, if a Local Board or Municipality has lost its rights by 30 years' adverse possession or occupation by the trespasser, the site of the encroachments must be deemed to have reverted to Government where it is the owner of the soil, unless the adverse possession or occupation has continued for a further period of 30 years, that is, 60 years in all, computable under the Limitation Act. If the reversionary rights of Government are not barred, the Collector should enforce them at once.

B.P., No. 279, 9-10-06.

[1900 Edn.] [4th quarter 1906—January 1907.]

Page 101—

Insert the following as Appendix V-A :—

[Order 18, paragraph 2 (b) (ii).]

APPENDIX V-A.

Form of tree-patta.

WHEREAS the right to the usufruct of the trees noted in the margin situated in survey No. * in the village of , taluk, district, has been disposed of under paragraph 2 (1) of Board's Standing Order No. 18, I , Collector of , do hereby grant this patta for the abovesaid trees now taxed at Rs. to on the following conditions :—

* Here enter "poramboke", "assessed waste", etc.

(1) That the pattadar shall have a right to the usufruct, that is to say, to the leaves and loppings as well as to the fruit, but shall have no right to cut down the trees or to appropriate them, when they wither or are blown down.

(2) That this patta shall be liable to be cancelled by Government either at the end of any fasli year without notice or at any other time after three months' notice. In either case, no compensation can be claimed by the tree-pattadar.

(3) That the annual tax of Rs. shall be paid in instalments on

(4) That in case the pattadar shall make default in payment of the said annual tree-tax, it shall be recovered as arrears of land revenue under section 52 of Madras Act II of 1864.

(5) That if the trees wither or fall down, the pattadar should give notice of the fact to the village officers.

(6) That if any tree should be damaged or lost through the action or by the negligence or with the connivance of the pattadar, he will be liable to pay the value of the tree as may be settled by the Revenue officers.

Signature ——————

Date —————— *Designation* ——————

G.O., No. 712, Rev., 25-7-06.

B.P., No. 241, 29-8-06.

Page 157—

Insert the following as Appendix XXXIV-A :—

[Order 26, paragraph 2.]

APPENDIX XXXIV-A.

Notice under section 7 *of Madras Act III of* 1905.

To

______________________________,

residing in village,

taluk.

WHEREAS you are reputed to be in unauthorized occupation of the land specified in the schedule below, which is the property of Government, you are hereby given notice that if you so desire you may, before 190 , show cause either in person or in writing before $\frac{\text{me}}{\text{the Collector}}$ why you should not in addition $\frac{\text{to the full assessment on the land}}{\text{to the rate prescribed by or}}$ $\frac{\text{under section (3) (i) of the Act}}{\text{under section 3 (ii) of the Act}}$ be charged a penalty for such occupation under section 5 of Act III of 1905 $\frac{\text{and}}{\text{or}}$ be subjected to eviction from the land and forfeiture of the crops, products, buildings, constructions and things deposited thereon under section 6 of the said Act.

SCHEDULE.

Village.	Survey number and sub-division.	Description of land.	Entire extent.		Occupied extent.		Nature of occupation.
			ACS.	CENTS.	ACS.	CENTS.	

Seal.

Note.—This notice should be served by delivering a copy to the occupier of the land referred to, or to some adult male member of the family, at his usual place of abode, or to his authorized agent, or by affixing a copy thereof to some conspicuous part of his last known residence, or on some conspicuous part of the land occupied.

B.P., No. 279, 9-10-06.

Page 168—Appendix XXXVIII to S.O. No. 33, paragraph 2:

Add the following as a foot-note to the appendix :—

" *Note.*—In the Malabar-Wynaad the latest date for relinquishing private janmam lands is 30th June."

G.O., No. 1181, 29-11-06.

B.P., No. 458, Sett., 3-12-06.

[1900 Edn.] [4th quarter 1906—January 1907.]

Page 171—S.O. No. 41, paragraph 1:

Add the following sentence :—

" Under section 9 of Act III of 1905, the amount of assessment and penalty imposed on unauthorized occupation of lands which are the property of Government, as defined in section 2 of the Act, is deemed to be 'Land Revenue' and may be recovered from the occupant as 'Arrears of Land Revenue' under the provisions of Act II of 1864 or Act VI of 1867 as the case may be."

B.P., No. 279, 9-10-06.

[1900 Edn.] [4th quarter 1906—January 1907.]

Page 177—S.O. No. 45:

Paragraph 2 (*as amended by correction slip* 28 *of* 1901)—

For the words "render the trespasser . . . . assessment", *read* " render the trespasser liable to the provisions of Act III of 1905, which should be applied in accordance with the instructions contained in Standing Order No. 26 ".

Paragraph 3 (*as amended by correction slip* 17 *of* 1902)—

(i) *For* the words "imposing such assessment on the land", *read* "applying in accordance with the instructions contained in Standing Order No. 26 such of the provisions of Act III of 1905", and *omit* " and to recover it under the Act ".

(ii) *For* the words " to make a trifling . . . punishment", *read* " to impose a nominal penalty under Act III of 1905 as a punishment, in addition to the taram assessment on the area occupied ".

(iii) *For* the words " a heavy penal assessment should be imposed . . . . by public auction", *read* "recourse should be had to the provisions of Act III of 1905 to oust the trespasser and when this object has been attained the lands should be sold by auction ".

B.P., No. 279, 9-10-06.

[1900 Edn.] [4th quarter 1906—January 1907.]

Page 180 –Appendix I to S.O. No. 35, paragraph 2:

(i) *For* 'Salem' and the entries appearing against it *substitute* the following :—

—	December.	January.	February.	March.	April.	May.	June.	Total.
		A. P.	A. P.	A. P.	A. P.			A. P.
Salem	...	4 0	4 0	4 0	4 0	...	...	16 0

(ii) To the list of authorities quoted at the foot of the appendix *add* the following :—

G.O., No. 929, 20-9-06.

B.P., No. 369, Sett., 9-10-06.

[1900 Edn.] [4th quarter 1906—January 1907.]

Page 200—Appendix to S.O. No. 50:

For rule XIV *substitute* the following :—

" XIV. No loan shall be granted without a local enquiry. On receipt of an application a Revenue Inspector or higher officer shall give notice by means of tom-tom in the village that he intends to hold an enquiry into the application and will be prepared to receive and consider objections to the grant of the loan. As soon as possible after such notice, he shall inspect the land and make summary enquiry in the village as to the correctness of the entries in the application, submitting a report in form 6 hereto annexed or in some similar form, and recording orders admitting or overruling objections, if any have been received. When the amount applied for exceeds Rs. 500, the local enquiry shall be held by an officer not lower in rank than a Deputy Tahsildar."

G.O., No. 961, Rev., 27-9-06.

B. P., No. 471, Sett., 7-12-06.

[1900 Edn.] [4th quarter 1906—January 1907.]

Page 202—Appendix to S.O. No. 50 :

(1) *For* rule XXV *substitute* the following :—

" XXV. In the case of loans for the relief of distress, disbursement shall be made monthly or once every two months. In the case of other loans, disbursement shall ordinarily be made in two instalments, provided that if the amount of a loan does not exceed Rs. 100, it may, at the discretion of the sanctioning authority, be disbursed in one sum. When an order granting a loan has been issued, every reasonable facility shall be given to the recipient to obtain the money promptly. Officers empowered under these rules to grant loans should endeavour during their tours to disburse any sums payable to borrowers after satisfying themselves as to the identity of the persons to whom they disburse the money and that the sums are payable on account of loans duly sanctioned by themselves or by some other officer authorized to sanction such loans and whether the sums are payable on account of the first or subsequent instalments of loans duly sanctioned."

G.O., No. 961, Rev., 27-9-06.

(2) *In* rule XXVI *add* at the end of sub-paragraph 2—

" If the inspection is made by an officer empowered to sanction the payment of the further instalment, he should record the result of his inspection, and if satisfied that a further instalment should be paid, he should, if practicable, disburse the amount forthwith as provided in rule XXV."

G.O., No. 961, Rev., 27-9-1906.
B.P., No. 471, Sett., 7-12-06.

[1900 Edn.] [4th quarter 1906—January 1907.]

Page 213—Appendix to S.O. No. 50 :

In Form 8 (loan order), *for* paragraph 2 (*a*) (i) *read*—

" That in the case of loans not exceeding Rs. 100, the amount of the loan may be paid in one instalment, but that in the case of loans exceeding Rs. 100, the amount of the loan shall be paid to the aforesaid (name of borrower) in . . . instalments on the execution of the necessary security bonds, the first instalment being paid on the production of the order at (here enter place at which the order may be presented for payment) or before the Tahsildar, Divisional Officer or Collector during their tours, and the second and subsequent instalments similarly on proof that the first instalment has been properly utilized."

G.O., No. 961, Rev., 27-9-06.
B.P., No. 471 Sett., 7-12-06.

[1900 Edn.] [4th quarter 1906—January 1907.]

Page 217—Appendix to S.O. No. 50 (II) :—

For paragraphs 7 and 8 of the Subsidiary Instructions *substitute* the following :—

"(7) Mortgages and other charges on the interest of the borrower are not protected by the proviso to section 7 (1) of Act XIX of 1883, and are therefore liable to be extinguished if the land is sold with reference to section 42 of Madras Act II of 1864. As far as is consistent with the rights of Government, however, such encumbrances should be respected. When an enquiry made under rule XIV elicits the fact that such encumbrances exist, the amount of such encumbrances should be deducted in estimating the value of the security given by the borrower's interest in the land to be improved. But no elaborate enquiry is necessary in order to discover such encumbrances, and if the encumbrancer fails to bring them to notice at the enquiry held under rule XIV, they may be ignored. Due weight should also the given to the fact that the value of the land as security to the mortgagee will generally be increased by the improvement.

G.O., No, 713, Rev., 26-7-06.

(8) The proviso to section 7 (1) of Act XIX of 1883 protects from extinction, in case of sale, on default, of the land to be improved, other interests, which existed before the grant of the loan. It is therefore necessary that special precautions should be taken in order to safeguard the interests of Government when such other interests exist. The following are instances of the cases in which such other interests exist, and against each are shown the special precautions that should be observed :—

Nature of interest.	*Precautions to be observed.*
(1) The interests of Reversioners in the estate of a Hindu female.	(1) When the applicant is a Hindu female, the consent of her reversionary heirs should be obtained.
(2) The interest of the junior members of a joint Hindu family.	(2) An application by the Manager of an undivided Hindu family must be supported by evidence that the money is required for the improvement of lands forming the family property. The loan in such a case should be paid in as many instalments as possible and care should be taken to see that the previous payments have all been properly applied before paying any subsequent instalment.
(3) The interest of co-owners when application is made by one of several joint holders of land.	(3) In such cases no loan should be granted except on the following conditions :— (*a*) Where the right of each pattadar is only to a share in the produce, the application for loan should be made by all the joint pattadars. (*b*) Where the right of each pattadar is to a definable portion of the joint holding, the applicant should be required to have his portion sub-divided and separately registered. (*c*) Where the conditions specified in (*a*) and (*b*) are not fulfilled, the applicant should be required to furnish collateral security which is itself sufficient for the loan applied for.

(4) The interest of a minor when the application purports to be by his guardian.

(4) Loans may be granted for the improvement of the land belonging to a minor, provided that the applicant is the legally constituted guardian of the minor and that the loan is asked for *bonâ fide* in the minor's interests. In this case also the precaution of paying the loan in as many instalments as possible and watching its application should be observed as in case (2)."

G O., No. 713, Rev., 26-7-06.

B.P., No. 471, Sett., 7-12-06.

Page 218—Appendix to S.O. No. 50 (II):

For paragraph 16 *substitute*—

"(16) Officers empowered to grant loans should endeavour during their tours to disburse them whenever practicable direct to the borrowers. The required amounts should be drawn and accounted for in the manner laid down in article 131 of the Civil Account Code, but the maximum amount that may be drawn on a single bill is limited to Rs. 2,000 in the case of a Collector, Rs. 1,000 in the case of a Divisional Officer and Rs. 500 in the case of a Tahsildar. The borrowers' receipts to the payments should be obtained and forwarded to the Accountant-General's office with the vouchers sent in support of the debits in the treasury accounts.

Every officer taking an advance should maintain an advance register, which he should always carry with him when on tour; this register should show all loans sanctioned by him *seriatim* and the balance on hand after each transaction in the same manner as the double lock register in taluk treasuries."

G.O., No. 734, Rev., 30-7-06.

B.P., No. 471, Sett., 7-12-06.

[1900 Edn.] [4th quarter 1906—January 1907.]

Page 222—S.O. No. 54, paragraph 1-A:

Omit the heading and first sentence and *substitute* the following :—

"*I-A. Re-grant of resumed charitable inams.*—Resumed charitable inams, instead of being brought under assessment for the advantage of general revenues, should as a rule, be assigned for some other specified charitable object in accordance with the equitable doctrine of *cy-pres*.

The assignment may, with the previous sanction of Government, be made to a Local Board or other body or to a private individual."

G.O., No. 1084, Rev., 30-10-06.

B.P., No. 326, 12-11-06.

[1900 Edn.] [4th quarter 1906—January 1907.]

Pages 272-3—S.O. No. 87:

(1) Rules (iii) and (iv) as last amended in the First supplement—

For "Chief Engineer for Irrigation" *read* "Superintending Engineer concerned".

Rules (ii) and (vi)—

For "Chief Engineer" *read* "Superintending Engineer concerned".

(2) *Insert* the following as clause 2 in rule (iii) :—

"A list of the estimates forwarded by Collectors to the Superintending Engineers should be submitted to the Board by the 31st January of every year, with information as to the dates on which they were actually despatched from the Collector's office."

(3) *Insert* the following as authorities :—

Under rules II, IV and VI—

B.P., Nos. 328, 13-10-05, and 166, 14-5-06.

Under rule III—

B.P., Nos. 328, 13-10-05; 166, 14-5-06; and 388, 19-10-06.
B.P., No. 409, Sett., 1-11-06.

[1900 Edn.] [4th quarter 1906—January 1907.]

Page 298—S.O. No. 90:

(i) *Add* the following at the end of paragraph 10 :—

"It has been held that the Collector is in no sense of the term a Judicial officer, and that the proceeding before him is not a Judicial proceeding. He acts as the agent of Government or of the Company for which Government take up the land. If the owner of the land desires a Judicial decision as to its value he can obtain it by requiring the matter to be referred by the Collector to the Court."

B.P., No. 288, 15-10-06.

(ii) *For* clause ii (1) of paragraph 12, *substitute*, "its value, subject to full assessment, including the value of any trees and buildings standing on it when the declaration under section 6 was published, *i.e.*, in the normal condition in which it would then have come into the market and."

(iii) In clause (iv) of paragrah 12, *omit* the words "or trees".

B.P., No. 350, 3-12-06.

Page 299—S.O. No. 90, paragraph 16 :

(i) *For* the fifth sentence, " An award . . . . announced ", in paragraph 16, *substitute* the following :—

" If the officer making the award is not the Collector of the district, he should, before making the award, refer to the Collector any case in which he proposes to award more than 10 per cent. in excess of the original estimate, or more than Rs. 10,000. The Collector may require all cases to be referred to him before the award is pronounced ; and the acquiring officer in making his final award should be guided by the instructions received from the Collector."

(ii) *For* note (1) to the paragraph, *substitute* the following :—

" *Note* (1).—The officer making the award should give sufficient notice of the date of the enquiry to be held under section 11 of Act I of 1894 to the departmental officer or the officer of the local body or Company concerned, so that he may, if so advised, appear in person or by agent, watch the proceedings, and produce evidence as to the value of the land, and should take into consideration any representation which such officer may make, whether it is made orally or by letter."

(iii) *Insert* the following as note (4) :—

" *Note* (4).—When a case has been referred to the Civil Court, the Collector should arrange for the defence of his award as if it were a suit against Government."

B.P., No. 288, 15-10-06.

[1900 Edn.] [4th quarter 1906—January 1907.]

Page 308—S.O. No. 91, paragraph 12:

Add the following at the end :—

" If the land is in the occupation or charge of the Military authorities, it will, after the sanction of the Government of India has been obtained, be transferred by them to the Railway authorities without the intervention of any other department. If it is in the occupation or charge of a Civil department or belongs to a private owner, it must, after the consent of the Military authorities has been obtained, be transferred or acquired in the usual manner through the Civil authorities."

B.P., No. 344, 30-11-06.

[1900 Edn.] [4th quarter 1906—January 1907.]

Page 342—S.O. No. 100, paragraph 1:

Substitute for the portion excepting the first sentence the following :—

The officers of the Civil Veterinary Department are now employed in treating sick cattle and endeavouring to check the spread of epizootics by preventive inoculation, in cases in which their co-operation is voluntarily invited by the people themselves, either at Veterinary dispensaries or in the course of their tours. The officers of the Civil Veterinary and Revenue Departments are required, in the course of their tours, to take every opportunity of advising cattle-owners as to the prevention, by inoculation and otherwise, and the treatment, of epizootic and other diseases of common occurrence. Taluk and village officers should be directed to intimate outbreaks of such diseases to the Veterinary Assistant, where one is employed in the district, to render him all possible assistance in the discharge of his duties and to pay particular attention to his suggestions which should be carried out as far as possible.

G.Os., No. 515, 4-7-90, and No. 756, 24-8-93.
B.P., No. 50, Sett., 9-2-99, and paragraph 8 of B.P., No. 4634, Mis., 3-8-06.
G.O., No. 1096, Rev., 2-11-06.
B.P., No. 427, Sett., 13-11-06.

[1900 Edn.] [4th quarter 1906—January 1907.]

Page 386—S.O. No. 127:

"(1) In clauses (ii) to (v) of paragraph 2-A as amended by Board's Proceedings, No. 214, dated 2nd August 1906, *for* the words 'inclusive of any local allowance' *read* 'exclusive of any local allowance'.

"(2) In clause (iv) of paragraph 2-A *after* the words 'to the Collector in all other districts' in line 1 *add* the words 'and to the Conservators of Forests'".

B.P., No. 318, 8-11-06.

[1900 Edn.] [4th quarter 1906—January 1907.]

Page 531—S.O. No. 165, paragraph 9 (i) as revised by Board's Proceedings, No. 208, dated 27th July 1906:

After the word "darkhasts" in lines 1 and 2, *insert* the words "B memoranda and applications for poramboke land", and *after* the word "darkhast" in line 9, *insert* the words "B memorandum, application for poramboke land".

B.P., No. 334, 16-11-06.

[1900 Edn.] [4th quarter 1906—January 1907.]

Page 551—S.O. No. 172:

(1) *Insert* the following as the penultimate sentence of clause (i) of paragraph 8:—

"Appeals to the Collector against any decision or order passed by the Divisional-officer under the Land Encroachment Act, III of 1905, should be presented within sixty days from the date of the decision or order."

(2) *Insert* the following as the penultimate sentence of clause (ii) of paragraph 8:—

"Appeals to the Board against any decision or order passed by the Collector under the Land Encroachment Act, III of 1905, should be presented within sixty days from the date of the decision or order."

B.P., No. 354, 12-12-06.

[1900 Edn.] [4th quarter 1906—January 1907.]

Page 552—S.O. No. 172:

Insert the following as note (3) to paragraph 8 (ii):—

"*Note* (3).—The Board may, if it chooses, admit appeals presented out of time on good and sufficient cause being shown for the delay."

B.P., No. 354, 12-12-06.

[1900 Edn.] [4th quarter 1906—January 1907.]

Page 629—Appendix VIII to S.O. No. 165:

Insert as Part I-A the annexed form—

PART I-A.

Current register of poramboke cultivation in the *office.*

For B Memoranda sent by Village Officers and for applications received through the Divisional-officer or direct.

(Each item must be separately ruled off.)

Number in this register.	Date of application or B memorandum.	Date of receipt in taluk office whether from applicant, from village officer, or from Divisional-officer.	Applicant's or occupier's		Survey number of the field applied for or occupied.	References sent out.		If transferred to "Ayan".		If penalty is imposed.			If evicted.		Number and date of final disposal.
			Name.	Village.		Date and to whom.	Number and date of reply.	Number and date of Collector's order sanctioning transfer to "Ayan".	Date of final assignment—Note reference to darkhast register.	Date of notice to occupier.	Number and date of Divisional-officer's order.	Date of collection of penal assessment.	Date of service of notice.	Date on which land is vacated.	
1	2	3	4	5	6	7	8	9	10	11	12	13	14	15	16

Page 636—Appendix IX-C to S.O. No. 165, paragraph 31:

(1) To the head-note 8 to the appendix *add* the words " except in the case of item 9 ".

(2) In column 1 *insert* as item 6-A the following :—

B Memoranda and applications for poramboke land.

B.P., No. 334, 16-11-06.

[1900 Edn.] [4th quarter 1906—January 1907.]

Page 640—Appendix to S.O. No. 169, paragraph 7:

Under " *Establishments—To be retained,* (*a*) *village servants, item* 1 ", after the words " *appointments and dismissals of village officers* " *insert* the following :—

"[6] except the records referred to in item 5, under *Establishments—To be destroyed* (*a*) *village servants.*"

[6] B.P., No. 348, 30-11-06.

[1900 Edn.] [4th quarter 1906—January 1907.]

Page 641—Appendix to S.O. No. 169, paragraph 7:

After item No. 4, under " *Establishments—To be destroyed* (*a*) *village servants* " *insert* the following as item 5, the present item 5, " *Miscellaneous* ", being altered into item 6 :—

" Records relating to appointments and dismissals of village officers before the revision of village establishments in villages affected at revision with the exception of (i) those which the Collectors consider to be of general interest or of sufficient importance to be preserved and (ii) documents which were filed as exhibits in evidence or otherwise before Government officers which should be returned to the parties concerned .. .. 3."

B.P., No. 348, 30-11-06.

[1900 Edn.] [4th quarter 1906—January 1907.]

Page 670—Appendix XIII to S.O. No. 172:

Insert the following as clause 1 (*b*) of rule IX :—

"Appeals to the Board against any decision or order passed by the Collector under the Land Encroachment Act, III of 1905, should be presented within sixty days from the date of the decision or order."

B.P., No. 354, 12-12-06.

[1900 Edn.] [4th quarter 1906—January 1907.]

Page 751—Appendix II to S.O. No. 194:

(1) In List No. 1 *insert* the following :—

10	The Director of Agriculture.	B.P., No. 339, 23-11-06.

(2) *Omit* the foot-note to the list referred to in (1).

B.P., No. 339, 23-11-06.

[1900 Edn.] [4th quarter 1906—January 1907.]

Page 767—S.O. No. 204, Section (1), paragraph 3:

(*a*) *Insert* the following *after* the last sentence :—

"ᵉ Any savings at the end of the year should be credited absolutely to Government and should not be utilized for the next year's expenditure. The establishment and other charges of each year should be so fixed as not to exceed the receipts of that year ᵉ; if in spite of this precaution there is likely to be a deficit at the end of a year, application for a special allotment should be made to the Board."

(*b*) *Insert* the following as an authority below the paragraph :—

"e B.P., No. 1429, 29-9-80."
B.P., No. 375, Sett., 12-10-06.

[1900 Edn.] [4th quarter 1906—January 1907.]